

FEB 29 2008

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR §1.8 I hereby certify that this correspondence, totaling <u>10</u> pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 (Central number) on the below date: Date: <u>February 28, 2008</u> Name: <u>Shelly Kean</u> Signature: <u>Shelly Kean</u>		
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Vincent Mathevon et al.
 Appln. No.: Unknown
 Filed: Herewith
 For: A Pedestrian Detecting Device
 Attorney Docket No: 12400-046

Examiner: Unknown
 Art Unit: Unknown

Mail Stop Amendment
 Commissioner for Patents
 PO Box 1450
 Alexandria, VA 22313-1450

TRANSMITTAL

Attached is/are:

- ☒ Second Supplemental Information Disclosure Statement; Form PTO-1449; Copy of European Patent Office Communication.

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 CFR § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 CFR § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity		or	Not a Small Entity	
					Rate	Add'l Fee		Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 105=			x \$210=	
First Presentation of Multiple Dep. Claim					+\$185=			+\$370=	
Total					\$		Total		\$

Fee payment:

- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925. A copy of this Transmittal is enclosed for this purpose.

Respectfully submitted,

February 28, 2008
 Date

Robert K. Fergan
 Robert K. Fergan (Reg. No. 51,674)

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Name: Shelly Kean

Signature: *Shelly Kean*
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PAGE 2/10 * RCVD AT 2/29/2008 3:26:22 PM [Eastern Standard Time] * SVR:USPTO-EFXXF-6/2 * DHIS:2738300 * CSID:7349946331 * DURATION (mm-ss):02-00

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Attorney Docket No: 12400-046

Examiner: Unknown
Art Unit: Unknown

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

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P.O. Box 1450
Alexandria, VA 22313-1450

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(b), Applicants hereby cite the following reference:

OTHER ART – NON PATENT LITERATURE DOCUMENTS
European Patent Office Communication Pursuant to Article 94(3) EPC, Dated 01/04/08, 5 pages

Applicants are enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2). As each of the listed references is in English, no further commentary is believed to be necessary, 37 C.F.R. §1.98(a)(3). Applicants respectfully request the Examiner's consideration of the above reference and entry thereof into the record of this application.

By submitting this Statement, Applicants are attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is

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Appln. No. 10/553,252

Attorney Docket No. 12400-046

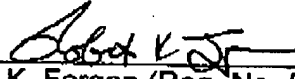
not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

For purposes of 37 C.F.R. §1.704(d), the Applicants certify that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart application, and that this communication was not received by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement (a copy of any foreign communication first citing a listed reference is attached for the Examiner's reference).

The Applicants have calculated no fee to be due in connection with the filing of this Information Disclosure Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Information Disclosure Statement to a deposit account, as authorized in the Transmittal accompanying this Information Disclosure Statement.

Respectfully submitted,

February 28, 2008
Date


Robert K. Fergan (Reg. No. 51,674)

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